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PATENT

13510CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Leake *et al.* Examiner: To be assigned
Serial No.: 10/613,077 Group Art Unit: 1623
Filed: July 1, 2003
For: *Stabilized Polynucleotides for Use in RNA Interference*
Customer No.: 23719 Kalow & Springut LLP
488 Madison Avenue, 19th Floor
New York, New York 10022

December 9, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, Applicants wishes to make known to the Patent and Trademark Office the references set forth on the attached form PTO-1449 (other than the U.S. Patent Publication). As to any reference supplied, Applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 C.F.R. § 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with Applicants' duty to disclose all information of which they are aware and believe relevant to the examination of the above-identified application, Applicants believe that their invention is patentable.

Certificate of Mailing Under 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

K. Radilla
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K Radilla
(Printed Name of Person Signing
Certificate)

12/9/2004
(Date)

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Serial No.: 10/613,077
Filed: July 1, 2003
Information Disclosure Statement
Page 2

I. U.S. PATENT DOCUMENT

| <u>Publication No.</u> | <u>Publication Date</u> | <u>Title</u> |
|---|-------------------------|--|
| US 2004/0167090 to Monahan <i>et al.</i> | August 26, 2004 | Covalent Modification Of RNA For In Vitro And In Vivo Delivery |


II. NON PATENT PUBLICATIONS

Rossi, J., "*A Cholesterol Connection in RNAi*," Nature, Vol. 432, pp. 155-156 (November 2004).

Soutschek, J., *et al.*, "*Therapeutic Silencing of an Endogenous Gene by Systemic Administration of Modified siRNAs*," Nature, Vo. 432, pp. 173-178, (November 2004).

Because no action has been taken on the merits, Applicants submit that no fee is due at this time. However, if a fee is deemed necessary, please charge Deposit Account No. 11-0171.

Respectfully submitted,



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Registration No.: 44,877
Attorney for Applicant

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(212) 813-1600

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

DEC 13 2004

Docket Number (Optional)

13510 CIP

Application Number

10/613,077

Applicant(s)

Leake et al.

Filing Date

July 1, 2003

Group Art Unit

1623

U.S. PATENT DOCUMENTS

| *EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
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U.S. PATENT APPLICATION PUBLICATIONS

| *EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|----------------------|-----|-----------------|-----------|----------------|-------|----------|-------------------------------|
| | | US 2004/0167090 | 8/26/2004 | Monahan et al. | | | |
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FOREIGN PATENT DOCUMENTS

| | REF | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation | |
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OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

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| | | Rossi, J., "A Cholesterol Connection in RNAi," Nature, Vol. 432, pp. 155-156 (November 2004). |
| | | Soutschek, J., et al., "Therapeutic Silencing of an Endogenous Gene by Systemic Administration of Modified siRNAs," Nature, Vo. 432, pp. 173-178, (November 2004). |

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.